

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

TYRONE MILLER : CIVIL ACTION

v. :

SUPERINTENDENT LUTHER, DISTRICT :  
ATTORNEY OF THE COUNTY OF :  
DELAWARE and THE ATTORNEY :  
GENERAL OF THE STATE :  
OF PENNSYLVANIA : NO. 15-6456

**ORDER**

NOW, this 10th day of July, 2017, upon consideration of the Petition for Writ of *Habeas Corpus* (Document No. 1), the Response to the Petition for Writ of *Habeas Corpus*, the Report and Recommendation filed by United States Magistrate Judge Marilyn Heffley (Docket No. 14), and the petitioner's Objections to the Report and Recommendation, and after a thorough and independent review of the record, it is

**ORDERED** that:

1. The petitioner's objections are **OVERRULED**;
2. The Report and Recommendation of Magistrate Judge Heffley is **APPROVED** and **ADOPTED**;
3. The Petition for Writ of *Habeas Corpus* is **DENIED**; and,
4. There is no probable cause to issue a certificate of appealability.

/s/TIMOTHY J. SAVAGE